

Amended Probate Notes for August 21, 2007

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, contact the civil division at (530) 406-6704. If you wish to have your petition preapproved, contact the probate examiner at (530) 406-6718 between the hours of 2 p.m. and 4 p.m.

Case: Estate of Dean
Case No. CV PB 07-149

If proof of service is filed, it is recommended to grant the petition to administer the estate.

Case: Estate of Lowell
Case No. CV PB 07-153

1. Petitioner failed to state the street address, city, and county of decedent's residence, Item 4.b. of the petition. A declaration may be filed to address this problem.
2. Petitioner has not filed the Proof of Holographic Instrument or Proof of Publication.

Case: Estate of Jewell
Case No. CV PB 06 308

1. The petitioner has not filed the statement regarding the filing fee required by CA Rules of Court, Rule 7.552.
2. The proposed 1 ½ page order does not contain enough information. The attorney's bar number is omitted. The name of the executrix, date of death, date of appointment of executor, etc. have been omitted. The order should include all allegations stated in the petition, but need not show the calculation of attorney's fees. There appear to be typographical errors in the legal description. See a form order at California Practice Guide Probate (Cont.Ed.Bar 2006) §16:406, p. 16-122.

Case: Estate of Robison
Case No. CV PB 07-83

It is recommended to **DENY** the petition, because there are insufficient facts to show good cause to waive an appraisal by a probate referee. (California Practice Guide Probate (Cont.Ed.Bar 2006) §6:61, p. 6-30, 31; Prob. Code § 8903(a).) Counsel may submit an exparte request for appointment of probate referee.

Case: Estate of Karlonas
Case No. CV PB 07-130

It is recommended to grant the petition to administer the estate.